



Entered on Docket  
July 02, 2010

*Bruce A. Markell*

Hon. Bruce A. Markell  
United States Bankruptcy Judge

JASON W. WILLIAMS, ESQ.  
Nevada Bar No. 8310  
MARK F. ROACH, ESQ.  
Nevada Bar No. 8237  
RICHARD D. YOUNG  
Nevada Bar No. 011331  
KOELLER, NEBEKER, CARLSON  
& HALUCK, LLP  
300 South Fourth Street, Suite 500  
Las Vegas, NV 89101  
Phone: (702) 853-5500  
Fax: (702) 853-5599  
Attorneys for Movant,  
Del Webb Communities, Inc.

**UNITED STATES BANKRUPTCY COURT**

**DISTRICT OF NEVADA**

IN RE:	)	CASE NO: BK-S-09-33776 BAM
	)	
EXECUTIVE PLASTERING, Inc.	)	CHAPTER: 7
	)	
Debtor	)	<b>ORDER TERMINATING</b>

**AUTOMATIC STAY**

Hearing Date: June 29, 2010  
Hearing Time: 1:30 p.m.  
Estimated Time: 10 minutes

Del Webb Communities, Inc.'s Motion for Relief from Automatic Stay having been properly served, with no opposition filed herein, the Court makes its Order as follows:

1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in  
2 the above-entitled Bankruptcy case is hereby terminated in favor of Del Webb Communities,  
3 Inc., (hereinafter "Del Webb") as it pertains to Del Webb's prosecution of claims against  
4 Debtor Executive Plastering, Inc., in the following actions:

- 5 • *Del Webb Communities, Inc., v. Adams Brothers Interiors of Nevada et. al.,*  
6 *Clark County District Court Case No.: A604438*
- 7 • *Fisher et. al v. Del Webb Communities, Inc., Clark County District Court Case*  
8 *No.: A559767*
- 9 • *Sun City Anthem Community Association v. Del Webb Communities, Inc., Clark*  
10 *County District Court Case No.: A608708*
- 11 • *Jacobsen v. Del Webb Communities, Inc., prelitigation matter pursuant to NRS*  
12 *40.600 et. seq., for 2580 Deora Way, Henderson, Nevada*

13 IT IS FURTHER ORDERED that Del Webb be and hereby is allowed to assert its  
14 claims against the liability insurance policies of Executive Plastering. In the event that Del  
15 Webb obtains a judgment against Executive Plastering or otherwise resolves any of the above-  
16 mentioned actions, Del Webb may obtain insurance proceeds from Executive Plastering's  
17 policies without any further approval of this Court.

18 IT IS SO ORDERED.

19 DATED this 1<sup>st</sup> day of July, 2010.

20 Submitted by:

KOELLER NEBEKER CARLSON &  
HALUCK, LLP

21  
22  
23 JASON W. WILLIAMS, ESQ.

Nevada Bar No. 8310

24 MARK F. ROACH, ESQ.

Nevada Bar No. 8237

25 RICHARD D. YOUNG

Nevada Bar No. 011331

26 Attorneys for Del Webb Communities, Inc.

27  
28 ###

*In Re Executive Plastering, Inc.*  
United States Bankruptcy Court, Case No. BK-S-09-33776-BAM

**CERTIFICATE OF SERVICE**

I hereby certify that on \_\_\_\_\_, 2010, I served a true and correct copy of the above  
and forgoing ORDER TERMINATING AUTOMATIC STAY via U.S. Mail, postage prepaid,  
to the last known address of:

WILLIAM A. LEONARD  
Chapter 7 Trustee  
6625 S. Valley View, #224  
Las Vegas, Nevada 89118

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An Employee of Koeller Nebeker Carlson &  
Haluck, LLP

**CERTIFICATION PURSUANT TO LR 9021**

In accordance with LR 9021, counsel submitting this document certifies as follows (check one):

☐ The court has waived the requirement of approval under LR 9021.

☐ This is a chapter 7 or 13 case, and either with the motion, or at the hearing, I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below:

☐ This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below

☒ I certify that I have served a copy of this order with the motion, and no parties appeared or filed written objections.

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HALUCK, LLP

  
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